

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

DONNA CURLING, *et al.*

Plaintiffs,

v.

BRAD RAFFENSPERGER, *et al.*,

Defendants.

CIVIL ACTION

FILE NO. 1:17-cv-2989-AT

NOTICE OF FILING REGARDING INVESTIGATIVE PRIVILEGE

In an order emailed to the parties on the evening of October 10, 2022, the Court directed State Defendants to file by 12:30 pm today a notice indicating whether State Defendants sought to assert investigative privilege over the following documents: “Sharepoint Server Location and three documents with the filename SEB2020-250 Coffee County.PDF.” State Defendants seek to assert investigative privilege over these documents.

Because each of these documents relates to the original scope of the investigation and not the investigation into improper server access, State Defendants believed these documents did not require a separate assertion of privilege based on the teleconference with the Court. But as indicated in the Second Declaration of Sara Koth, attached to this Notice, each of these

documents relates to the original scope of the investigation and includes information that will be used by the Attorney General's office and possibly others when the investigation is bound over. As a result, State Defendants seek to assert investigative privilege over these documents as well.

Respectfully submitted this 11th day of October, 2022.

Robbins Alloy Belinfante Littlefield LLC

/s/ Vincent R. Russo

Vincent R. Russo

Georgia Bar No.: 242628

vrusso@robbinsfirm.com

Joshua B. Belinfante

Georgia Bar No.: 047399

jbelinfante@robbinsfirm.com

Alexander F. Denton

Georgia Bar No.: 660632

adenton@robbinsfirm.com

Carey Miller

Georgia Bar No.: 976240

cmiller@robbinsfirm.com

500 14th Street, N.W.

Atlanta, GA 30318

Telephone: (678) 701-9381

Facsimile: (404) 856-3250

TAYLOR ENGLISH DUMA LLP

Bryan P. Tyson

GA Bar No. 515411

btyson@taylorenghish.com

Diane Festin LaRoss

Georgia Bar No. 430830

dlaross@taylorenghish.com

Bryan F. Jacoutot

Georgia Bar No. 668272
bjacoutot@taylorenghish.com
1600 Parkwood Circle, Suite 200
Atlanta, GA 30339
Telephone: 770.434.6868

Attorneys for State Defendants

CERTIFICATE OF COMPLIANCE

Pursuant to L.R. 7.1(D), the undersigned hereby certifies that the foregoing NOTICE has been prepared in Century Schoolbook 13, a font and type selection approved by the Court in L.R. 5.1(B).

/s/ Vincent R. Russo

Vincent R. Russo

Georgia Bar No. 242628

Counsel for State Defendants